IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 4TH JANUARY 2007 / 14TH POUSHA, 1928.

WP(C).No. 20027 of 2006(H)

PETITIONER:

T.SHAJIKUMAR,
ART INSTRUCTOR,
RAJA RAVI VARMA COLLEGE OF FINE ARTS,
MAVELIKARA, ALAPPUZHA.

BY ADV. SRI.R.RAJASEKHARAN PILLAI
SRI.M.S.NISHAD
SMT.SABINA JAYAN

RESPONDENTS:

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1. THE STATE OF KERALA,
REP. BY THE PRINCIPAL SECRETARY,
HIGHER EDUCATION DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR,
TECHNICAL EDUCATION,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. T.T. MUHAMMED.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 20027/2006.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF THE ORDER NO.EB1/13425/97 DATED 6.1.99 OF THE 2ND RESPONDENT.

EXT. P2 : TRUE COPY OF THE JUDGMENT DATED 26.11.2002 IN O.P. NO.34696/02 OF THIS HON'BLE COURT.

EXT. P3 : TRUE COPYOF THE G.O.(MS) 2/2000/H. EDN. DT. 11.1.2000 OF THE 1ST RESPONDENT.

EXT. P4 : TRUE CLPY OF THE LETTER DATED 4.7.2000 FROM THE 2ND RESPONDENT TO THE FIRST RESPONDENT.

EXT. P5 : TRUE COPYOF THE LETTER DATED 15.7.2004 FROM THE 2ND RESPONDENT TO THE 1ST RESPONDENT.

K.M.JOSEPH, J.

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WP.(C) No.20027 OF 2006

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Dated this the 4th day of January, 2007

JUDGMENT

Two prayers in the writ petition are as follows:

i) Issue a writ of mandamus or other appropriate writ or direction commanding the respondents to appoint the petitioner as Lecturer in Applied Arts w.e.f the academic years 1999-2000 and sanction all consequential benefits arising therefrom.

ii) Issue a writ of mandamus or other appropriate writ, order or direction commanding the respondents to fix the petitioner's Grade appropriately in accordance with the finding that the petitioner is entitled to promotion to the post of Professor Grade II in Applied Arts.

Today, when the matter came up it is submitted by the learned counsel for the petitioner that the first prayer is already granted by order G.O. (Rt) No.1906/2006/H.Edn., dated 16.12.2006.

2. In regard to the second prayer, if the petitioner files a representation seeking relief claimed in the second prayer within a period of three weeks from today, the first respondent will consider and take a decision in accordance with law on the same within a period of

two months from the date of receipt of the representation and communicate the decision to the petitioner.

Writ petition is disposed of as above.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.